

FILED

December 15 2009

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA



**IN THE SUPREME COURT OF THE STATE OF MONTANA
THE OFFICE OF THE CLERK OF SUPREME COURT
HELENA, MONTANA 59620-3003**

December 15, 2009

NOTICE OF FILING

Supreme Court No.
DA 09-0602

JOSEPH T. BERLIN and MARTHA M. BERLIN,

Plaintiffs and Appellees,

v.

MAGNOLIA ENTERPRISES, LLC., COLBERT P. HOWELL, BARBARA
J. HOWELL, NORTHWEST ACCEPTANCE CORP., BARBARA JEAN
HOWELL as TRUSTEE of the REVOCABLE INTERVIVOS VIRGINIA-BELL
NEILSON TRUST, and DENNIS DeVAR NEILSON,

Defendants and Appellants.

The DISTRICT COURT RECORD on appeal has been received and filed on the above date.

NOTE: The Appellant's opening brief is due 30 days from the above-noted date.

Sincerely,

A handwritten signature in blue ink, appearing to read "Ed Smith", is written over a horizontal line.

ED SMITH
Clerk of the Supreme Court